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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/623,781	07/21/2003	Jonathan E. Ricketts	17313	6104
26637	7590 04/07/2004		EXAMINER	
INTELLECTUAL PROPERTY LAW DEPARTMENT CASE LLC 700 STATE STREET RACINE, WI 53404			KOVACS, ARPAD F	
			ART UNIT	PAPER NUMBER
			3671	

DATE MAILED: 04/07/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Texaminer		Application No.	Applicant(s)				
Arpad Fabilian Koväes 3671		10/623,781	RICKETTS ET AL.				
The MALLING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Educations of time may be available used the psycotions of 3 CFR 1.136(a). In no event, however, may a raphy be linely filed with the CX (b) MONTH'S term from the training date with the control of the communication of 3 CFR 1.136(a). In no event, however, may a raphy be linely filed with the CX (b) MONTH'S term the mailing date of the communication of the communi	Office Action Summary	Examiner	Art Unit				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extension of time may be available under the proteition of 37 CFR 1.736(a). In no event, however, may a reply be timely filed if the puncide reply specified above, the maximum shallustery period vill apply and vill expire 3X (16) MOSINTS from the making date of this contravallation. If NO ported for reply is specified above, the maximum shallustery period vill apply and vill expire 3X (16) MOSINTS from the making date of this contravallation. If NO ported for reply is specified above, the maximum shallustery period vill apply and vill expire 3X (16) MOSINTS from the making date of this contravallation. If NO ported for reply is specified above, the maximum shallustery period vill apply and vill expire 3X (16) MOSINTS from the making date of this contravallation. If NO ported for reply is specified above, the maximum shallustery period vill apply and vill expire 3X (16) MOSINTS from the making date of this contravallation. If NO ported for reply is specified of this contravallation. If NO ported for reply is specified of this contravallation. All ported term adjustment. See 37 CFR 1.704(b). Status 1) □ Responsive to communication(s) filed on 21 July 2003 2a) □ This action is FINAL. 2b) □ This action is non-final. 3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) □ Claim(s) □ Island period to the application. 4) □ Claim(s) □ Island allowed. 6) □ Claim(s) □ Island allowed. 6) □ Claim(s) □ Island allowed. 6) □ Claim(s) □ Island allowed. 7) □ Claim(s) □ Island allowed. 8) □ Claim(s) □ Island allowed. 9) □ The drawing(s) filed on □ Island allowed. 9) □ The drawing(s) filed on □ Island allowed. 10 □ The drawing(s) filed on □ Island allowed. 10 □ The drawing(s) filed on □ Island allowed. 10 □ The drawing		Árpád Fábián Kovács	3671				
THE MAILING DATE OF THIS COMMUNICATION. Estensions of time may be available under the provision of 37 CFR 1.13(a), in no event, however, may a reply be timely filled alter SIX (8) MONTHS from the mailing date of this communication, reply within the stateory minimum of this; (20) stays will be considered timely, extended to reply it specified for reply time the stateory minimum of this; (20) stays will be considered timely. **Final to reply within the set or extended period for reply will, by statelate, cause the application to become ABANDONED (38 U.S.C. § 133). Any reply received by the Office test from three meniods after the mailing date of this communication, even if timely filled, may reduce any counted patient term subjections. Set ST CFR 1.704(b). **Status** 1) Responsive to communication(s) filled on 21 July 2003. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-8 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) 1-8 is/are rejected. 7) Claim(s) is/are allowed. 6) Claim(s) 1-8 is/are objected to by the Examiner. 9) The specification is objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in aboyance. See 37 CFR 1.85(a). Replacement drawing shoct(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some *0) None of: 1. Certified copies of the priority documents have been received in Application No. 2. Certified copies of the priority documents have been	The MAILING DATE of this communication appears on the cover sheet with the correspondence address						
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U.S. Patent and Trademark Office			atent Application (FTO-192)				
	U.S. Patent and Trademark Office						

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DETAILED ACTION

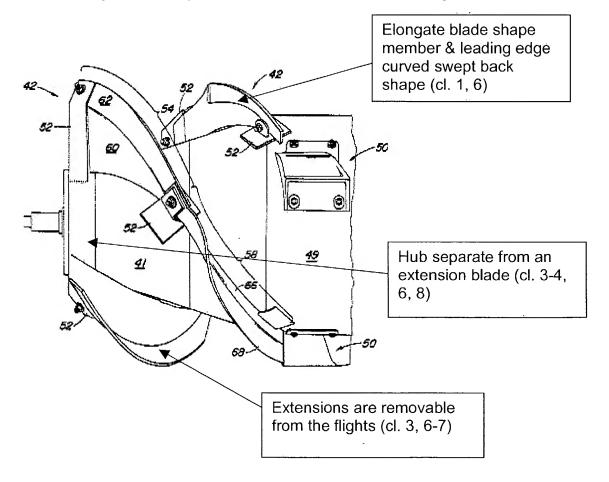
Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 2. Claims 1-8 are rejected under 35 U.S.C. 102(b) as being anticipated by Pfeiffer et al (6083102; cited by the Applicant).

For greater clarity as shown in the marked up drawings below, Pfeiffer discloses:



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In re cl. 5 & 6, the angles are inherent as shown in the figure above.

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Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Tanis (970), Tanis et al (566), Dammann et al., Johnson, Harden et al., Tanis (531), Tanis (153), West, De Pauw, Gochanour.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Árpád Fábián Kovács whose telephone number is 703-308-5897. The examiner can normally be reached on Mo-Th.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas B. Will can be reached on 703 308 3870. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Árpád Fábián Kovács Primary Examiner Art Unit 3671

ÁFK